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COMMENT:

FACSIMILE COVER SHEET

Date: December 21, 2005
To: Mail Box AF
Commissioner for Patents
Fax No: 571-273-8300
From: Jason M. Wejnert
Tel. No: 312-4200

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A Professional Corporation
Intellectual Property
Law Worldwide

Client No: 11336-1166 (P00108US)

No. of Pages
(inc. this page): 32

Confirmation Copy To Follow: Yes ☐ No ☒

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I hereby certify that this correspondence, totaling 32 pages including rected attachments, is being facsimile transmitted to the United States Patent and Trademark Office at facsimile no.: 571-273-8300 on the below date:

Date: December 21, 2005 Name: Jason M. Wejnert (Reg. No. 55,722) Signature: Jason M. Wejnert

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Appln. of: Busam et al.
 Appln. No.: 09/955,665
 Filed: September 19, 2001
 For: Device-to-Device Network

Examiner: Tran, Nghi V.
 Art Unit: 2151

Attorney Docket No: 11336/1166 (P00108US)

Mail Stop AF
 Commissioner for Patents
 P. O. Box 1450
 Alexandria, VA 22313-1450

TRANSMITTAL

Attached is/are:

- ☒ Transmittal; and Amendment and Response to Office Action
☐ Return Receipt Postcard

Fee calculation:

- ☒ No additional fee is required.
☐ Small Entity.
☐ An extension fee in an amount of \$_____ for a _____-month extension of time under 37 C.F.R. § 1.136(a).
☐ A petition or processing fee in an amount of \$_____ under 37 C.F.R. § 1.17(____).
☐ An additional filing fee has been calculated as shown below:

					Small Entity			Not a Small Entity	
	Claims Remaining After Amendment		Highest No. Previously Paid For	Present Extra	Rate	Add'l Fee	or	Rate	Add'l Fee
Total		Minus			x \$25=			x \$50=	
Indep.		Minus			x 100=			x \$200=	
First Presentation of Multiple Dep. Claim					+\$180=			+\$360=	
					Total	\$		Total	\$

Fee payment:

- ☐ A check in the amount of \$_____ is enclosed.
☐ Please charge Deposit Account No. 23-1925 in the amount of \$_____. A copy of this Transmittal is enclosed for this purpose.
☐ Payment by credit card in the amount of \$_____ (Form PTO-2038 is attached).
☒ The Director is hereby authorized to charge payment of any additional filing fees required under 37 CFR § 1.16 and any patent application processing fees under 37 CFR § 1.17 associated with this paper (including any extension fee required to ensure that this paper is timely filed), or to credit any overpayment, to Deposit Account No. 23-1925.

Respectfully submitted,

12/21/05
 Date December 21, 2005

Jason M. Wejnert
 Jason M. Wejnert (Reg. No. 55,722)

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Client Matter No. 11336/1166
(P00108US)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Busam et al

Serial No.: 09/955,665

Filing Date: September 19, 2001

For: Device-to-Device Network

Group Art Unit: 2151

Examiner: Tran, Nghi V.

AMENDMENT AND RESPONSE TO OFFICE ACTION

Mail Stop: AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313, 1450

Dear Sir:

Following the Office Action mailed on September 21, 2005 for the above-referenced patent application, Assignee submits this Amendment and Response to Office Action for the above-referenced patent application.

In view of this Response to the Office Action, Assignee respectfully requests the Examiner to withdraw the rejections and grant allowance of this Application.

The amendment to the Claims begins on page 2.

The remarks responding to the office action begin on page 22.